

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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TALITA MELLO CLARK,

Plaintiff(s),

v.

STATE FARM MUTUAL AUTOMOBILE  
INSURANCE COMPANY,

Defendant(s).

Case No. 2:14-CV-1273 JCM (VCF)

ORDER

Presently before the court is *Clark v. State Farm Mutual Automobile Insurance Company*, case number 2:14-cv-01273-JCM-VCF.

This case involves insurance claims arising from an automobile collision. On or about May 21, 2013, plaintiff was involved in a motor vehicle accident where an adverse driver rear ended her. (*See* doc. # 10).

On October 15, 2014, the parties filed stipulations and orders for private binding arbitration, to stay court proceedings (doc. # 17), and to dismiss with prejudice plaintiff's second and third causes of action and plaintiff's claims for punitive and exemplary damages (doc. # 18). The parties agreed that plaintiff's only remaining claim, breach of contract, would be resolved through binding arbitration. (*See id.*).

The parties also agreed that the matter would be stayed pending the completion of the arbitration and expressly waived any right to trial by a judge or jury and any right to appeal the arbitrator's award or any other order made by the arbitrator. (*See id.*). Further, upon the binding decision of the arbitrator regarding plaintiff's breach of contract claim, the parties stipulate to

1 dismissal of this action, with prejudice. (*See id.*). The court granted these stipulations on October  
2 16, 2014, and set a status check hearing for April 6, 2015. (Docs. ## 21, 22).

3 At the status check hearing, the parties represented that binding arbitration had been  
4 completed, an award had been issued, and dismissal of the instant case was appropriate. (Doc. #  
5 24).

6 Accordingly,

7 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the case of *Clark v. State*  
8 *Farm Mutual Automobile Insurance Company*, case number 2:14-cv-01273-JCM-VCF be, and the  
9 same hereby is, DISMISSED with prejudice. The clerk is ordered to close the case.

10 DATED April 6, 2015.

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UNITED STATES DISTRICT JUDGE